

**From:** [King, Christopher \(Law\)](#)  
**To:** [Carr, Brian](#)  
**Subject:** RE: Draft Gowanus AOC - NYC Comments to Schedule  
**Date:** Thursday, December 03, 2015 11:05:04 AM

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Brian:

Here is a list of attendees for tomorrow's meeting. Please confirm floor/room when you can.

Me

Robb Fox

Robin Levine

Rochelle Cohen

Angela Licata

Sean Quealy (Parks)

Alessandro Olivieri (Parks – maybe)

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**From:** King, Christopher (Law)  
**Sent:** Wednesday, December 02, 2015 4:55 PM  
**To:** 'Carr, Brian'  
**Cc:** 'Levine, Robin'; Robert Fox; Cohen, Rochelle (Law)  
**Subject:** Draft Gowanus AOC - NYC Comments to Schedule

Brian:

As promised attached are the City's comments to the Schedule. A couple of things to note about our comments:

1. We realize the schedule for completing the design is later than that currently included in the UAO. However, the phasing of the design and anticipated construction schedules allow for the site preparation / demolition contract to start as soon as we obtain title to the RH3 property, and for tank construction to begin as soon as National Grid has completed the remediation of the Canal-side Property and Staging Area Property (to the extent required). The proposed design schedule is aggressive, and any further tightening of the schedule will reduce the quality of the design, which, based upon our experience, would inevitably lead to a significant number of change orders and delays in the construction schedule.
2. The design schedule is based on a number of assumptions; the most noteworthy are: a) EPA would not seek significant changes to the overall project design intent after EPA approval of the City's Basis of Design Submittal (any significant changes to the design after this point will result in delays); b) a 30-day period for EPA review and comment on the BODR and 30, 60, 90% design submittals; and c) an agreement with EPA on any significant environmental impact mitigation measures at the 30% design milestone.

At our meeting on Friday we would like to begin with a discussion of the City's comments to the Settlement Agreement. We are also happy to discuss the schedule, but given time constraints and the various technical aspects of the design, it may make sense to have a separate technical meeting on the design schedule.

See you Friday.

CK

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